

General Docket
United States Court of Appeals for District of Columbia Circuit

Court of Appeals Docket #: 18-5280

Docketed: 09/21/2018
Termed: 10/11/2019

Nature of Suit: 2895 Freedom of Information Act of 1974

Assassination Archives and Re v. CIA

Appeal From: United States District Court for the District of Columbia

Fee Status: Fee Paid

Case Type Information:

- 1) Civil US
- 2) United States
- 3)

Originating Court Information:

District: 0090-1 : [1:17-cv-00160-TNM-GMH](#)

Lead: [1:17-cv-00160-TNM-GMH](#)

Trial Judge: Trevor Neil McFadden, U.S. District Judge

Date Filed: 01/25/2017

Date Order/Judgment:

07/17/2018

Date NOA Filed:

09/13/2018

Prior Cases:

None

Current Cases:

None

Panel Assignment:

Panel: CTLP NR SFW

Date of Hearing: 09/12/2019

Date of Decision: 10/11/2019

Date Completed: 10/11/2019

Assassination Archives and Research Center
Plaintiff - Appellant

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v.

Central Intelligence Agency
Defendant - Appellee

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Assassination Archives and Research Center,














Plaintiff - Appellant












v.

Central Intelligence Agency,

Defendant - Appellee

09/21/2018		US CIVIL CASE docketed. [18-5280] [Entered: 09/21/2018 10:44 AM]
09/21/2018	 23 pg, 8.87 MB	NOTICE OF APPEAL [1751924] seeking review of a decision by the U.S. District Court in 1:17-cv-00160-TNM-GMH filed by Assassination Archives and Research Center. Appeal assigned USCA Case Number: 18-5280. [18-5280] [Entered: 09/21/2018 10:45 AM]
09/21/2018	 2 pg, 45.89 KB	CLERK'S ORDER [1751926] filed directing party to file initial submissions: APPELLANT docketing statement due 10/22/2018. APPELLANT certificate as to parties due 10/22/2018. APPELLANT statement of issues due 10/22/2018. APPELLANT underlying decision due 10/22/2018. APPELLANT deferred appendix statement due 10/22/2018. APPELLANT notice of appearance due 10/22/2018. APPELLANT transcript status report due 10/22/2018. APPELLANT procedural motions due 10/22/2018. APPELLANT dispositive motions due 11/05/2018; directing party to file initial submissions: APPELLEE certificate as to parties due 10/22/2018. APPELLEE entry of appearance due 10/22/2018. APPELLEE procedural motions due 10/22/2018. APPELLEE dispositive motions due 11/05/2018 [18-5280] [Entered: 09/21/2018 10:46 AM]
10/22/2018	 20 pg, 2.11 MB	DOCKETING STATEMENT [1756321] filed by Assassination Archives and Research Center [Service Date: 10/22/2018] [18-5280] (Alcorn, Daniel) [Entered: 10/22/2018 12:01 PM]
10/22/2018	 1 pg, 915.22 KB	<i>CORRECTED</i> DOCKETING STATEMENT [1756361] filed by Assassination Archives and Research Center [Service Date: 10/22/2018] [18-5280] (Alcorn, Daniel) [Entered: 10/22/2018 02:05 PM]
10/23/2018	 3 pg, 199.33 KB	CERTIFICATE AS TO PARTIES, RULINGS AND RELATED CASES [1756504] filed by Assassination Archives and Research Center [Service Date: 10/23/2018] [18-5280] (Alcorn, Daniel) [Entered: 10/23/2018 08:29 AM]
10/23/2018	 1 pg, 574.56 KB	ENTRY OF APPEARANCE [1756507] filed by Daniel S. Alcorn and co-counsel James H. Lesar on behalf of Appellant Assassination Archives and Research Center. [18-5280] (Alcorn, Daniel) [Entered: 10/23/2018 08:31 AM]
10/23/2018	 2 pg, 196.72 KB	STATEMENT [1756508] with Disclosure Listing filed by Assassination Archives and Research Center [Service Date: 10/23/2018] [18-5280] (Alcorn, Daniel) [Entered: 10/23/2018 08:33 AM]
10/23/2018	 2 pg, 197.98 KB	STATEMENT OF INTENT REGARDING APPENDIX DEFERRAL [1756509] filed by Assassination Archives and Research Center [Service Date: 10/23/2018] Intent: AppxDeferred [18-5280] (Alcorn, Daniel) [Entered: 10/23/2018 08:35 AM]
10/23/2018	 3 pg, 202.18 KB	STATEMENT OF ISSUES [1756510] filed by Assassination Archives and Research Center [Service Date: 10/23/2018] [18-5280] (Alcorn, Daniel) [Entered: 10/23/2018 08:36 AM]
10/23/2018	 2 pg, 194.62 KB	TRANSCRIPT STATUS REPORT [1756511] filed by Assassination Archives and Research Center [Service Date: 10/23/2018]. Status of Transcripts: Final - No transcripts are needed for the appeal. [18-5280] (Alcorn, Daniel) [Entered: 10/23/2018 08:38 AM]
10/23/2018	 13 pg, 460.02 KB	UNDERLYING DECISION IN CASE [1756514] submitted by Assassination Archives and Research Center [Service Date: 10/23/2018] [18-5280] (Alcorn, Daniel) [Entered: 10/23/2018 08:39 AM]
10/23/2018		CERTIFICATE OF SERVICE [1756515] to record [1756514-2], report [1756511-2], statement [1756510-2], statement [1756509-2], statement [1756508-2], notice [1756507-2], certificate [1756504-2] filed by Assassination Archives and Research Center. [18-5280]

2 pg, 195.44 KB	(Alcorn, Daniel) [Entered: 10/23/2018 08:42 AM]
10/23/2018  3 pg, 19.2 KB	CERTIFICATE AS TO PARTIES, RULINGS AND RELATED CASES [1756558] filed by CIA [Service Date: 10/23/2018] [18-5280] (Taaffe, Damon) [Entered: 10/23/2018 10:18 AM]
10/23/2018  1 pg, 471.59 KB	ENTRY OF APPEARANCE [1756565] filed by Damon W. Taaffe and co-counsel R. Craig Lawrence on behalf of Appellee CIA. [18-5280] (Taaffe, Damon) [Entered: 10/23/2018 10:22 AM]
11/05/2018  56 pg, 1.27 MB	MOTION [1758562] for summary affirmance (Response to Motion served by hand due on 11/15/2018). (Response to Motion served by mail due on 11/15/2018) filed by CIA (Service Date: 11/05/2018 by CM/ECF NDA) Length Certification: 3,087 words. [18-5280] (Taaffe, Damon) [Entered: 11/05/2018 10:01 AM]
11/15/2018  19 pg, 408.03 KB	RESPONSE IN OPPOSITION [1760007] to motion for summary affirmance [1758562-2] filed by Assassination Archives and Research Center [Service Date: 11/15/2018 by CM/ECF NDA] Length Certification: 4,039 words. [18-5280] (Alcorn, Daniel) [Entered: 11/15/2018 09:59 AM]
11/16/2018  3 pg, 13.91 KB	UNOPPOSED MOTION [1760232] to extend time to file reply to 11/29/2018 filed by CIA [Service Date: 11/16/2018] Length Certification: 186 words. [18-5280] (Taaffe, Damon) [Entered: 11/16/2018 11:42 AM]
11/20/2018  1 pg, 38.09 KB	CLERK'S ORDER [1760807] filed granting motion to extend time [1760232-2] ; reply to response [1760007-2] due 11/29/2018 [18-5280] [Entered: 11/20/2018 02:03 PM]
11/29/2018  10 pg, 36.11 KB	REPLY [1762161] filed by CIA to response [1760007-2] [Service Date: 11/29/2018 by CM/ECF NDA] Length Certification: 1,774 words. [18-5280] (Taaffe, Damon) [Entered: 11/29/2018 02:13 PM]
02/15/2019  2 pg, 46.68 KB	PER CURIAM ORDER [1773678] filed granting in part and denying in part motion for summary affirmance [1758562-2] . The Clerk is directed to withhold issuance of the mandate herein until resolution of the remainder of this appeal. See order for additional details. Before Judges: Henderson*, Srinivasan and Millett. * Circuit Judge Henderson would grant the motion for summary affirmance in its entirety. [18-5280] [Entered: 02/15/2019 04:23 PM]
02/19/2019  2 pg, 78.58 KB	CLERK'S ORDER [1773786] filed setting briefing schedule: APPELLANT Brief due 04/01/2019. APPELLEE Brief due on 05/01/2019. APPELLANT Reply Brief due 05/22/2019. DEFERRED APPENDIX due 05/29/2019. Final Briefs due 06/12/2019. [18-5280] [Entered: 02/19/2019 11:38 AM]
03/31/2019  35 pg, 470.01 KB	APPELLANT BRIEF [1780331] filed by Assassination Archives and Research Center [Service Date: 03/31/2019] Length of Brief: 6,368. [18-5280] (Alcorn, Daniel) [Entered: 03/31/2019 04:34 PM]
04/23/2019  2 pg, 13.46 KB	NOTICE [1784275] to substitute attorney Damon Taaffe substituted by Derek Hammond filed by CIA [Service Date: 04/23/2019] [18-5280] (Hammond, Derek) [Entered: 04/23/2019 03:48 PM]
04/23/2019  3 pg, 16.64 KB	CONSENT MOTION [1784277] to extend time to file brief to 05/31/2019 filed by CIA (Service Date: 04/23/2019 by CM/ECF NDA) Length Certification: 235 Words. [18-5280] (Hammond, Derek) [Entered: 04/23/2019 03:52 PM]
04/25/2019 	CLERK'S ORDER [1784736] filed granting appellee's consent motion to extend time

019	1 pg, 39.69 KB	[1784277-2] , The following revised briefing schedule will now apply: APPELLEE Brief due on 05/31/2019. APPELLANT Reply Brief due 06/28/2019. DEFERRED APPENDIX due 07/05/2019. Final Briefs due 07/26/2019. [18-5280] [Entered: 04/25/2019 04:09 PM]
05/31/2019	 32 pg, 127.92 KB	APPELLEE BRIEF [1790471] filed by CIA [Service Date: 05/31/2019] Length of Brief: 5,209 Words. [18-5280] (Hammond, Derek) [Entered: 05/31/2019 03:08 PM]
06/28/2019	 27 pg, 277.62 KB	APPELLANT REPLY BRIEF [1794983] filed by Assassination Archives and Research Center [Service Date: 06/28/2019] Length of Brief: 4,971 Words. [18-5280] (Alcorn, Daniel) [Entered: 06/28/2019 10:25 AM]
07/05/2019	 405 pg, 37.46 MB	JOINT APPENDIX [1795837] filed by Assassination Archives and Research Center. [Volumes: 1] [Service Date: 07/05/2019] [18-5280] (Alcorn, Daniel) [Entered: 07/05/2019 08:44 AM]
07/15/2019	 1 pg, 32.63 KB	LETTER [1797260] advising of arguing counsel's availability for oral argument filed by CIA [Service Date: 07/15/2019] [18-5280] (Hammond, Derek) [Entered: 07/15/2019 06:21 PM]
07/26/2019	 35 pg, 469.75 KB	APPELLANT FINAL BRIEF [1799186] filed by Assassination Archives and Research Center [Service Date: 07/26/2019] Length of Brief: 6389. [18-5280] (Alcorn, Daniel) [Entered: 07/26/2019 07:45 AM]
07/26/2019	 27 pg, 278.35 KB	APPELLANT FINAL REPLY BRIEF [1799187] filed by Assassination Archives and Research Center [Service Date: 07/26/2019] Length of Brief: 4982. [18-5280] (Alcorn, Daniel) [Entered: 07/26/2019 07:48 AM]
07/26/2019	 32 pg, 128.47 KB	APPELLEE FINAL BRIEF [1799213] filed by CIA [Service Date: 07/26/2019] Length of Brief: 5,209 words. [18-5280] (Hammond, Derek) [Entered: 07/26/2019 10:06 AM]
08/19/2019	 1 pg, 41.13 KB	CLERK'S ORDER [1802715] filed scheduling oral argument on Thursday, 09/12/2019. [18-5280] [Entered: 08/19/2019 11:37 AM]
08/30/2019	 1 pg, 42.27 KB	PER CURIAM ORDER [1804379] filed allocating oral argument time as follows: Appellant - 10 Minutes, Appellee - 10 Minutes. One counsel per side to argue; directing party to file Form 72 notice of arguing attorney by 09/05/2019 [18-5280] [Entered: 08/30/2019 11:42 AM]
09/03/2019		FORM 72 submitted by arguing attorney, Daniel S. Alcorn, on behalf of Appellant Assassination Archives and Research Center (<i>For Internal Use Only: Form is restricted to protect counsel's personal contact information</i>). [18-5280] (Alcorn, Daniel) [Entered: 09/03/2019 10:21 AM]
09/06/2019		FORM 72 submitted by arguing attorney, Derek Hammond, on behalf of Appellee CIA (<i>For Internal Use Only: Form is restricted to protect counsel's personal contact information</i>). [18-5280] (Hammond, Derek) [Entered: 09/06/2019 10:21 AM]
09/12/2019	 1 pg, 39.78 KB	ORAL ARGUMENT HELD before Judges Pillard, Rao and Williams. [18-5280] [Entered: 09/12/2019 11:58 AM]
10/11/2019	 4 pg, 150.1 KB	PER CURIAM JUDGMENT [1810465] filed (without memorandum) that the denial of the motion for summary judgment and grant of the cross-motion for summary judgment be AFFIRMED. (SEE JUDGMENT FOR DETAILS) withholding issuance of the mandate. Before Judges: Pillard, Rao and Williams. [18-5280] [Entered: 10/11/2019 10:29 AM]
